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1638  
#PATENT  
0147-0223P

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## IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Dieter Berger et al. Conf.: 4759

Appl. No.: 09/806,767 Group: 1638

Filed: August 10, 2001 Examiner: STUART F. BAUM

For: MEANS AND METHODS FOR MODULATING STOMATA  
CHARACTERISTICA IN PLANTSLARGE ENTITY TRANSMITTAL FORMCommissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

January 6, 2004

Sir:

Transmitted herewith is a Reply to Restriction/Election Requirement in the above-identified application.

☒ The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The fee has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT					HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE
TOTAL	40	-	29	=	11			\$ 18	\$198.00
INDEPENDENT	4	-	3	=	1			\$ 86	\$86.00
<input type="checkbox"/> FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM								\$290	\$0.00
								TOTAL	\$284.00

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- ☒ Petition for two (2) month(s) extension of time pursuant to 37 C.F.R. §§ 1.17 and 1.136(a). \$420.00 for the extension of time.
- ☐ No fee is required.
- ☒ A check in the amount of \$704.00 is enclosed.
- ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By  #47,604  
for Leonard R. Svensson, #30,330

P.O. Box 747  
Falls Church, VA 22040-0747  
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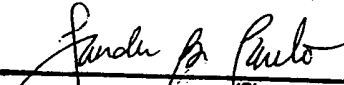
LRS/SWG/sbp  
0147-0223P

Attachment(s)

(Rev. 09/30/03)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on: January 10, 2004  
(Date of Deposit)

**BIRCH, STEWART, KOLASCH & BIRCH, LLP**

  
(Signature)  
January 6, 2004  
(Date of Signature)



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IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Dieter Berger et al. Conf.: 4759  
Appl. No.: 09/806,767 Group: 1638  
Filed: August 10, 2001 Examiner: Stuart F. BAUM  
For: MEANS AND METHODS FOR MODULATING  
STOMATA CHARACTERISTICA IN PLANTS

REPLY TO RESTRICTION REQUIREMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

January 6, 2004

Sir:

In response to the Office Action issued October 6, 2003, the period for response having been extended by one (1) month to January 6, 2004, the following remarks are respectfully submitted in connection with the above-identified application.

01/12/2004 SDIRETA1 00000054 09806767

01 FC:1202 198.00 DP  
02 FC:1201 86.00 DP

01/12/2004 SDIRETA1 00000054 09806767

03 FC:1252 420.00 DP